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15 **UNITED STATES DISTRICT COURT**
16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
17 **SAN FRANCISCO DIVISION**
18

19 MEDIOSTREAM, INC.,

20 Plaintiff,

21 v.

22 MICROSOFT CORP. et. al.,

23 Defendants.
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25
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27
28

Case No. 3:11-CV-02525 RS

STIPULATION AND ~~PROPOSED~~

ORDER REGARDING SOURCE CODE

1 Plaintiff MedioStream, Inc. and Defendant Apple Inc. hereby stipulate and agree:

2 Whereas MedioStream and Apple had a dispute about the location of source code to be made
3 available in this case;

4 Whereas Apple filed a Motion for Court Order Regarding Placement of Apple Source Code
5 (ECF No. 682); MedioStream opposed this Motion (ECF No. 686); and Apple filed a reply in support
6 thereof (ECF No. 694);

7 Whereas the Court ordered MedioStream and Apple to meet and confer further in an effort to
8 resolve the dispute (ECF No. 695); and

9 Whereas MedioStream and Apple did meet and confer and have reached an agreement as to
10 the location of software to be made available in this case;

11 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the
12 undersigned counsel for MedioStream and Apple, subject to the approval of this Honorable Court, that
13 Apple's motion has been mooted by the parties' agreement and that Paragraph 5 of the Court's Case
14 Management Scheduling Order and Order Denying Motion to Modify Protective Order, Granting
15 Motion to Withdraw (ECF No. 676) should be vacated. MedioStream and Apple hereby respectfully
16 request that the Court enter the attached proposed order.

17
18 Dated: March 30, 2012

Respectfully submitted,

19 By: /s/Byron Cooper

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Attorneys for Defendant
APPLE INC.

~~PROPOSED~~ ORDER

After considering the Stipulation filed by MedioStream, Inc. and Apple Inc. and good cause appearing, IT IS HEREBY ORDERED, that upon the representation of MedioStream and Apple that they have resolved the underlying dispute, the Court hereby vacates Apple's Motion for Court Order Regarding Placement of Apple Source Code (ECF No. 682) and Paragraph 5 of the Court's Case Management Scheduling Order and Order Denying Motion to Modify Protective Order, Granting Motion to Withdraw (ECF No. 676).

IT IS SO ORDERED.

Date: 4/2/12



Hon. Richard Seeborg
United States District Judge